

1 BEFORE THE LAND USE BOARD OF APPEALS  
2 OF THE STATE OF OREGON

3  
4 ALLEN J. LAHEY,  
5 *Petitioner,*

6  
7 vs.

8  
9 BENTON COUNTY,  
10 *Respondent.*

11  
12 LUBA No. 2013-071

13  
14 FINAL OPINION  
15 AND ORDER

16  
17 Appeal from Benton County.

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19 Allen J. Lahey, Monmouth, represented himself.

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21 Vance M. Croney, Corvallis, represented respondent.

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23 RYAN, Board Member; HOLSTUN, Board Chair; BASSHAM, Board Member,  
24 participated in the decision.

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26 DISMISSED

08/23/2013

27  
28 You are entitled to judicial review of this Order. Judicial review is governed by the  
29 provisions of ORS 197.850.

Opinion by Ryan.

On August 7, 2013, petitioner filed a motion for extension of time to file a notice of intent to appeal, which in an order dated August 8, 2013 the Board treated as petitioner's notice of intent to appeal two decisions of respondent. The notice of intent to appeal was not accompanied by the filing fee and deposit for costs required by OAR 661-010-0015(4), and did not comply with OAR 661-010-0015 in other respects explained in our August 8, 2013 order. Our August 8, 2013 order required petitioner to (1) file an amended notice of intent to appeal and/or a notice of intent to appeal for each decision of respondent that he wishes to appeal that complies with OAR 661-010-0015, and (2) remit payment of the filing fee(s) and deposit(s) for costs for each notice of intent to appeal not later than August 15, 2013. The order notified petitioner that pursuant to OAR 661-010-0015(1)(c) if the filing fee(s) and deposit(s) for costs and amended and/or notices of intent to appeal were not received by August 15, 2013, the Board would dismiss the appeal.

The Board has not received the required filing fee and deposit for costs or an amended or new notice of intent to appeal. Accordingly, pursuant to OAR 661-010-0015(1)(c), this appeal is dismissed.